IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

FRIDAY, THE EIGHTEENTH DAY OF JUNE
TWO THOUSAND AND FOUR

PRESENT

**THE HON'BLE MR JUSTICE A.GOPAL REDDY**

**WRIT PETITION NO : 3477 of 2003**

Between:

M/s. Kranthi Granites rep by its prop- Dr. K. Ram Mohan Rao,
C/o Kranthi Nursing Home, Tekkali, Srikakulam-532201

..... PETITIONER

AND

1 The Director of Mines & Geology, 8th floor, BRKR Building, Tankbund road, Hyderabad-500 029
2 The Deputy director of Mines & Geology, Visakhaptnam Region, D. No. 10-50-21 Ratna Siripuram Junction Behind Varun Motors, Visakhaptnam-530 030
3 The Asst. Director of Mines & Geology, Door No. 1-4/6-3/2, Shanti Nagar Colony, near Govt., Degree College, Srikakulam-532 001
4 M/s. Karunai Granties (P) Ltd., Rep by K.Karunakaran, S/o P.P. Kaveri Chetty, Karamnaga, Hosur Main Road, Bangalore-560 068

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order or direction more so one in The nature of Certiorari declaring the action of the 3rd respondent in issue of the impugned notice No. 4/Q/99 dt 06-01-03 with regard to the quarry lease held by the petitioner firm in an extent of 4.00 Hectares in Sy. No. 71 of Lingalavalsa Vilalge, Tekkali Mandal, Srikakulam District. As illegal, arbitary, ultravires, contrary to the provision of the Mines and Minerals (Development & Regulation) Act, 1957 and the A.P. Minor Mineral Concession Rules, 1966 apart from being violative of the principles of Natural justice and Article 14 of the Constitution of India and consequently quash the same in the interest of law and justice

For the Petitioner: MR.K.R.SASIDHARAN, Advocate for Sri

Punnala Srinivas, Advocate.

For the Respondents 1 to 3 : Government Pleader for Industries & Commerce.

For Respondent No.4: Smt.N.Shoba, Advocate

**The Court made the following Order:**

Learned Counsel for the petitioner seeks permission of this Court to withdraw the writ petition with a liberty to prosecute the pending appeal, if any.

Permission is accorded.

The writ petition is accordingly dismissed as withdrawn reserving liberty to the petitioner to prosecute the pending appeal. No costs.

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

TO

1 The Director of Mines & Geology, 8th floor, BRKR Building, Tankbund road, Hyderabad-500 029

2 The Deputy director of Mines & Geology, Visakhaptnam Region, D. No. 10-50-21 Ratna Siripuram Junction Behind Varun Motors, Visakhaptnam-530 030

3 The Asst. Director of Mines & Geology, Door No. 1-4/6-3/2, Shanti Nagar Colony, near Govt., Degree College, Srikakulam-532 001.

4. Two C.Cs to the G.P. for Industries & Commerce, High Court Buildings, Hyderabad (OUT).

5. Two C.D. Copies.

Sd/- XXX
..... REGISTRAR

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SECTION OFFICER

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